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**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office  
in Jefferson City on the 11th  
day of September, 1997.

|  |   |                                 |
|--|---|---------------------------------|
| In the Matter of LCI International Telecom   | ) |                                 |
| Corporation's Tariff Filing Proposing Campus | ) | <b><u>Case No. TT-98-83</u></b> |
| Talk Options.                                | ) |                                 |
|  | ) |                                 |

**ORDER SUSPENDING TARIFF AND  
SETTING EARLY PREHEARING CONFERENCE**

LCI International Telecom Corp. (LCI) submitted a tariff filing (File No. 9800090) to the Commission for approval on July 30, 1997, with an effective date of August 30. LCI submitted substitute sheets and extended the effective date to September 15. LCI's filing is designed to add Campus Talk Options to its Campus Talk Dedicated Service. The company is proposing to add five service options which allow educational institutions to offer a lower long distance rate to students in return for a smaller commission from LCI to the institution, or a higher long distance rate to students in return for a higher commission from LCI to the institution.

The Staff of the Commission (Staff) filed a Motion to Suspend on August 27, stating that the tariff filing would violate Section 392.200.2, RSMo 1994, which prohibits rate discrimination, i.e., the charging of differing rates for the same service. Staff argues that there are no differences between the services offered at different rates under LCI's proposal. Therefore, the proposed rates are discriminatory and the tariff should be suspended. Staff points out that the Commission has the

discretion to waive the application of certain statutory provisions and Commission rules, but asserts that the prohibition against discriminatory pricing is not among those provisions that can be waived. Staff also filed, on August 28, a Motion to Consolidate this case with numerous other tariff filings to which the Staff has similar objections.

The Commission has reviewed LCI's tariff filing, and Staff's motions to suspend and consolidate. The Commission finds that the Motion to Consolidate this case with other tariff cases is inappropriate in that, although Staff makes the same objections to all the proposed tariffs, the tariffs have been submitted by various companies and differ in substance. The Commission will consider each proposal on its own merits.

The Commission finds that there are questions of fact and of compliance with the applicable statutes that need to be resolved before the Commission can approve the proposed tariff sheets in this case, and a hearing may be necessary to resolve these issues. In particular, the Commission is concerned about the effect these tariff provisions would have on students who may be captive end users. The proposed tariff sheets will be suspended for a period of one hundred and twenty days, plus an additional six months, beyond the effective date of September 15 to July 13, 1998, or until otherwise ordered by this Commission. The Commission will schedule an early prehearing conference, and set a date for the parties to offer a procedural schedule.

**IT IS THEREFORE ORDERED:**

1. That the effective date of the following tariff sheets, submitted on July 30, 1997, by LCI International Telecom Corp. is suspended to July 13, 1998, or until otherwise ordered by this Commission:

Section 2

Sixth Revised Page 3, Canceling Fifth Revised Page 3

Original Page 3.1

Third Revised Page 21, Canceling Second Revised Page 21

Section 3

Original Page 21

First Revised Page 21, Canceling Original Page 21

Section 4

Sixth Revised Page 5, Canceling Fifth Revised Page 5

Seventh Revised Page 5, Canceling Sixth Revised Page 5

Third Revised Page 23, Canceling Second Revised Page 23

Second Revised Page 24, Canceling First Revised Page 24

Original Page 24.2

Second Revised Page 26.1, Canceling First Revised Page 26.1

Fifth Revised Page 36, Canceling Fourth Revised Page 36

First Revised Page 51, Canceling Original Page 51

First Revised Page 53, Canceling Original Page 53

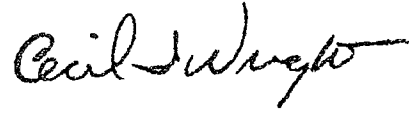
2. That the Commission will conduct an early prehearing conference on Monday, October 6, 1997, at 10:00 a.m. in the Commission's hearing room on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri.

3. That anyone wishing to attend the prehearing conference who has special needs as addressed by the Americans With Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days before the prehearing or hearing at one of the following numbers: Consumer Services Hotline - 1-800-392-4211 or TDD Hotline - 1-800-829-7541.

4. That the parties shall file a proposed procedural schedule no later than October 13, 1997.

5. That this order shall become effective on September 11, 1997.

**BY THE COMMISSION**

A handwritten signature in cursive script, appearing to read "Cecil I. Wright".

**Cecil I. Wright  
Executive Secretary**

( S E A L )

Lumpe, Ch., Crumpton,  
Drainer and Murray, CC.,  
concur.

ALJ: Wickliffe